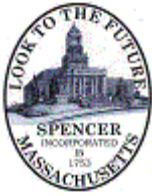


Conservation Commission – Town of Spencer

Minutes



Conservation Commission Meeting
Wednesday, August 27, 2014 at 7:00 PM
Town Hall, McCourt Social Hall

The Meeting was opened at 7 p.m.

Commissioners Present: Dana Reed, Margaret Emerson, James Bouley, John Haverty, Eric Peterson, Mary McLaughlin (arrived at 8:15 p.m.)

Commissioners Absent: Warren Snow

Staff present: Margaret Washburn

Minutes Approved:

July 23, 2014 – *A motion to approve the minutes as amended (Bouley/Peterson) passed 5/0.*
August 13, 2014 – Tabled to September 10, 2014

Signed:

40 Point Eastalee Drive, Certificate of Compliance – Ms. Washburn inspected. She had no issues. *A motion to issue the Certificate (Reed/Bouley) passed 5/0.*
13 Lake Avenue, Order of Conditions
33 Wilson Avenue, Order of Conditions
115 Charlton Road, Order of Conditions

7:15 p.m. Opened the Continuation of Public Hearing for Notice of Intent for Kristian Rondeau

Property: 40 South Spencer Road, Spencer, MA DEP#293-0822

At the request of the applicant, the hearing has been continued to September 10, 2014.

Other Business:

78 Donnelly Road: Art Allen described the wetland he delineated for the Sabacinskis. He said at the end of July he delineated/evaluated the disturbed area. HS & T has finished the field work. Mr. Allen said he would try to file a Notice of Intent by September 3rd for the September 24th meeting.

Mr. Allen said they have been clear-cutting for solar panels on the property. The logger went further than expected. None of the stumps were removed. The major impact to the wetlands is rutting. Mr. Allen said they cleared approximately ½ an acre to an acre of the

wetlands. The logging company dumped some gravel near the end of the driveway in the buffer zone to another wetland. Mr. Allen had them install silt fence at the end of the driveway where fill was dumped. Mr. Allen will recommend smoothing the ruts with track machines, not removing any stumps, and putting a wetland seed mix down. There was a logging trail that went across the stream. As part of the Notice of Intent, they will show a permanent trail and a foot bridge or stepping stones. Ms. Washburn asked if Mr. Allen thinks the upper end of the intermittent stream channel was disrupted. Mr. Allen said he does not think so. Mr. Allen estimates that the clear-cut was four acres total.

Mr. Allen said the Sabacinskis know who the loggers are. The loggers need to be notified that the work they did is a violation.

118 Hastings Road: Mr. Bouley recused himself. Mrs. Lusignan said in 1997, her husband had stockpiled sand and gravel for the patio in the disturbed area with no erosion controls in the buffer zone. Mr. Lusignan was issued and paid a \$1,000 fine many years ago. The Lusignan's filed a Notice of Intent and received an Order of Conditions in 1997. Mr. Lusignan went to the bank for a mortgage two weeks ago and found out that this Order of Conditions is still open on the deed. Ms. Washburn said she inspected and took photos. There is an area of disturbed soils and/or recently deposited fill at the back of the property under some pine trees. There are BVW/intermittent stream resources nearby. Mrs. Lusignan said they are putting in a patio and the sand was just stockpiled in the corner, out of the way of the yard. She did not know this area was a buffer zone.

The Commission told Mrs. Lusignan that they must put grass seed and ¼-inch layer of hay on the disturbed areas by August 28, 2014. She will call for an inspection after August 28th. *A motion to issue the Certificate of Compliance (Reed/Haverty) passed 4/0.*

77 Northwest Road: Ms. Washburn said that, on August 19th, she met with Dana Reed, Steve Tyler, Eben Butler and the Brunelles to discuss permitting for drainage improvements. They came up with a few different alternatives. The Brunelles agreed to make a site sketch showing spot elevations for Mr. Tyler to review, and to use to file an RDA. Ms. Washburn agreed to help them fill out the RDA. The Brunelles have agreed to produce the site sketch and meet with Ms. Washburn to fill out the RDA on September 9th. Mr. Brunelle has removed the large stones from the stream channel.

0 Woodbine Terrace: Ms. Washburn issued an Enforcement Order and had it delivered to Ms. Petrozzi by the Constable. Ms. Washburn amended the Enforcement Order adding: **“Submit proof that the Amended Order of Conditions issued by the Spencer Conservation Commission on 12/4/13 has been recorded by September 17, 2014.”** *A motion to ratify the amended Enforcement Order (Peterson/Haverty) passed 5/0.* Mr. Haverty said he is in town every day by 2 p.m. and is willing to inspect the site.

22 Treadwell Drive: Ms. Washburn said she inspected and photographed the staking that was done for Phase 1 prior to installing ESCs. She gave permission to start installing the ESCs. Ms. Washburn said there were no issues at this time.

Site Visits: The Commission will do site visits on September 9th at 2:30 p.m.

22 Longview Drive: Ms. McLaughlin met with Warren Monette. Mr. Monette told her that when he went to put in the steps, there were roots in the way, so the steps are higher because the grade is higher. Mr. Monette will fill in with grass and ferns. He also planted arborvitaes which will give the Lockharts privacy. There is a big area of bare soil now. Mr. Monette has installed wattles between the bare dirt and Lake Whittemore. Ms. McLaughlin said it is an improvement from what was there.

Gale Drive: Ms. Washburn said she inspected and took photos on August 19th. The ESCs were not maintained. Sediment moved beyond the ESCs, into a pipe that extends under Gale Drive and into the Buffer Zone across Gale Drive. Mr. Belinskas said he would repair the ESCs the next day. Ms. Washburn said she called and he confirmed that this was done the next day.

New Applications: 300 Charlton Road, NOI
Jolicoeur Ave., RDA

A motion to adjourn the meeting at 8:45 p.m. (McLaughlin/Haverty) passed 6/0.

Respectfully submitted by:

Lisa Daoust, Senior Clerk
Development & Inspectional Services